

FORM PTO-1390  
(REV. 12-2001)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

**ACD2713**

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

**10/031,225**

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAIMED

**PCT/EP00/06234**

**July 13, 2000**

**July 16, 1999**

TITLE OF INVENTION

**REST-BREAKING COMPOSITION AND USE THEREOF**

APPLICANT(S) FOR DO/EO/US

**Brian P. McDonald; Hennie A. Workel**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). **(executed)**
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

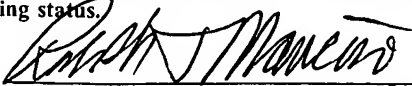
**Items 11 to 20 below concern document(s) or information included:**

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:

1. **Copy of Notification to file missing requirements (DO/EO/US)**
2. **Certified Priority Document filed: July 16, 1999 for: EP99202342.4**

EXPRESS MAIL LABEL #: EV 135680142UUS

Rec'd PTO 05 JUN 2002

|   |              |  |                  |  |  |
|---|--------------|--|------------------|--|--|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5)<br><b>10/031,225</b>  |              | INTERNATIONAL APPLICATION NO.<br><b>PCT/EP00/06234</b> |                  | ATTORNEY'S DOCKET NUMBER<br><b>ACD2713</b>   |  |
| 21. <input type="checkbox"/> The following fees are submitted:<br><b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b><br>Neither international preliminary examination fee (37 CFR 1.482)<br>nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO<br>and International Search Report not prepared by the EPO or JPO. .... <b>\$1040.00</b><br><br>International preliminary examination fee (37 CFR 1.482) not paid to<br>USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$890.00</b><br><br>International preliminary examination fee (37 CFR 1.482) not paid to USPTO<br>but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$740.00</b><br><br>International preliminary examination fee (37 CFR 1.482) paid to USPTO<br>but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$710.00</b><br><br>International preliminary examination fee (37 CFR 1.482) paid to USPTO<br>and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b><br><br><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>   |              |  |                  | <b>CALCULATIONS PTO USE ONLY</b><br><br><br><br><br><br><br><br><br><br><div style="border: 1px solid black; padding: 5px; margin: 5px auto; width: 80%;"> <b>\$ 0.00</b> </div> |  |
| Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30<br>months from the earliest claimed priority date (37 CFR 1.492(e)).  |              |  |                  | <div style="border: 1px solid black; padding: 5px; margin: 5px auto; width: 80%;"> <b>\$ 130.00</b> </div>   |  |
| CLAIMS  | NUMBER FILED | NUMBER EXTRA   | RATE             |  |  |
| Total claims  | - 20 =       |  | x <b>\$18.00</b> |  |  |
| Independent claims  | - 3 =        |  | x <b>\$84.00</b> |  |  |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)   |              |  |                  | + <b>\$280.00</b>  |  |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |  |                  | <b>\$ 130.00</b>   |  |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above<br>are reduced by 1/2.   |              |  |                  | +  |  |
| <b>SUBTOTAL =</b>   |              |  |                  | <b>\$ 130.00</b>   |  |
| Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30<br>months from the earliest claimed priority date (37 CFR 1.492(f)).  |              |  |                  | \$   |  |
| <b>TOTAL NATIONAL FEE =</b>   |              |  |                  | <b>\$ 130.00</b>   |  |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be<br>accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +  |              |  |                  | \$   |  |
| <b>TOTAL FEES ENCLOSED =</b>  |              |  |                  | <b>\$ 130.00</b>   |  |
| 06/10/2002 SNAJARRO 00000091 011350 10031225<br><br>01 FC:154 130.00 CH   |              |  |                  | Amount to be refunded: \$<br><br>charged: \$   |  |
| <p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>01-1350</u> in the amount of \$ <u>130.00</u> to cover the above fees.<br/>         A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any<br/>         overpayment to Deposit Account No. <u>01-1350</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card<br/>         information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.</p> <p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR<br/>         1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>SEND ALL CORRESPONDENCE TO:</p> <p><b>Ralph J. Mancini</b><br/> <b>Akzo Nobel, Inc.</b><br/> <b>7 Livingstone Avenue</b><br/> <b>Dobbs Ferry, NY 10522</b><br/> <b>(914)674-5465</b></p> </div> <div style="width: 45%; text-align: right;"> <p><br/>           SIGNATURE</p> <p><b>Ralph J. Mancini</b><br/>           NAME</p> <p><u>34,054</u><br/>           REGISTRATION NUMBER</p> </div> </div> |              |  |                  |  |  |